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c Docket No.: 54024-026

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

Customer Number: 20277

Mutsuhiro YAMANAKA, et al.

Confirmation Number: 8020

Application No.: 09/757,654

Group Art Unit: 2612

Filed: January 11, 2001

Examiner: Carramah J. Quiett

For: IMAGE PROCESSING APPARATUS AND METHOD

RESPONSE TO RESTRICTION REQUIREMENT

Mail Stop Restriction Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

Noting the Office Action of December 28, 2004 wherein restriction has been required, Applicant hereby elects Group First Species (claims 1-9 and 12-16) for prosecution in the above-identified application.

To the extent necessary, a petition for an extension of time under 37 C.F.R. 1.136 is hereby made. Please charge any shortage in fees due in connection with the filing of this paper, including extension of time fees, to Deposit Account 500417 and please credit any excess fees to such deposit account.

Respectfully submitted,

McDERMOTT WILL & EMERY LLP

Edward J. Wise

Registration No. 34,523

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Facsimile: 202.756.8087 **Date: January 28, 2005**

Please recognize our Customer No. 20277 as our correspondence address.